

REMARKS

This is a full and timely response to the outstanding final Office Action mailed July 29, 2003. Upon entry of the amendments in this response, claims 2 – 27 remain pending. Reconsideration and allowance of the application and presently pending claims are respectfully requested.

Removal of Rejections Under 35 U.S.C. §102

Applicants acknowledge that the pending Office Action no longer rejects the currently pending claims as being anticipate by *Ying*.

Rejections Under 35 U.S.C. §103

The Office Action indicates that claims 1 – 27 stand rejected under 35 U.S.C. 103(a) as being unpatentable over *Flowers* in view of www.graphxedge.com. With respect to claim 1, Applicants canceled claim 1 in the previous Response and respectfully assert, therefore, that the rejection of claim 1 is moot. With respect to the remaining claims, Applicants respectfully traverse the rejection.

As an initial matter, Applicants acknowledge that the combination of *Flowers* and www.graphxedge.com has not been traversed. However, Applicants respectfully reiterate that the Office Action has not met the requirements of establishing a *prima facie* case. Specifically, Applicants respectfully assert that the requirements of MPEP § 2143.03 have not been established. In particular, the Office Action fails to assert a combination that teaches or suggests all the claim limitations. The currently-pending final Office Action and the previous non-final Office Action merely generally allege that the combination teaches or suggests all of the features of the recited claims, and refer only to specific teachings that purport to show limited aspects of Applicants' independent claims. Thus, it does not appear that the

dependent claims have been properly examined. Therefore, Applicants respectfully maintain the position presented in the first Response, *i.e.*, that the *prima facie* case has not been established.

Turning now to the claims, claim 7 recites:

7. A method for distributing and installing print device fonts, the method comprising:
maintaining a web site which facilitates selection from a set of print device-ready fonts;
through the web site, obtaining information concerning a visitor's system configuration;
through the web site, permitting selection from a set of compatible fonts within said set of print device-ready fonts, compatibility being determined based upon said information concerning a visitor's system configuration;
from the web site, authorizing transfer of a selected one or multiple ones of said set of compatible fonts; and
from the web site, installing said selected one or multiple ones of said set of compatible fonts on a visitor's print device; and
displaying potential estimated performance gains which may result from the purchase of a font selected by a visitor.
(Emphasis Added).

Applicants respectfully assert that the cited combination is legally deficient for the purpose of rendering obvious claim 7, because the cited combination does not teach or reasonably suggest at least the features/limitations emphasized above in claim 7. Specifically, the cited combination does not teach or suggest "displaying potential estimated performance gains which may result from the purchase of a font selected by a visitor." Therefore, Applicants respectfully assert that the rejection of claim 7 is improper and request that claim 7 be placed in condition for allowance. Since claims 8, 12, 14, 15 and 25 use claim 7 as a base claim, Applicants respectfully assert that these claims also are in condition for allowance.

With respect to claim 16, that claims recites:

16. A method for distributing print device fonts, the method comprising:
guiding, through a web site, a visitor through selection of one or more fonts compatible with a system configuration of the visitor;

determining a visitor's system configuration;
displaying potential estimated performance gains resulting from installation of a selected font based upon the visitor's system configuration;
offering to sell, through the web site, one or more fonts compatible with the system configuration of the visitor; and
from the web site, in response to a purchase by a visitor, installing said selected one or multiple ones of said set of compatible fonts on a visitor's print device.
(Emphasis Added).

Applicants respectfully assert that the cited combination is legally deficient for the purpose of rendering obvious claim 16, because the cited combination does not teach or reasonably suggest at least the features/limitations emphasized above in claim 16.

Specifically, the cited combination does not teach or reasonably suggest "displaying potential estimated performance gains resulting from installation of a selected font based upon the visitor's system configuration." Therefore, Applicants respectfully assert that the rejection of claim 16 is improper and request that claim 16 be placed in condition for allowance. Since claim 26 uses claim 16 as a base claim, Applicants respectfully assert that this claim is also in condition for allowance.

With respect to claim 17, that claim recites:

17. A web site for distributing print device fonts, the web site being accessible over the Internet and comprising software for:
permitting a visitor to select fonts compatible with that visitor's system configuration;
displaying potential estimated performance gains which may result from installation of a font selected by the visitor;
determining whether to authorize installation of a selected one or selected multiple compatible fonts; and
installing said selected one or selected multiple compatible fonts on a visitor's print device in response to an authorization determined in said step of determining.
(Emphasis Added).

Applicants respectfully assert that the cited combination is legally deficient for the purpose of rendering obvious claim 17, because the cited combination does not teach or reasonably suggest at least the features/limitations emphasized above in claim 17.

Specifically, the cited combination does not teach or reasonably suggest “displaying potential estimated performance gains which may result from installation of a font selected by the visitor.” Therefore, Applicants respectfully assert that the rejection of claim 17 is improper and request that claim 17 be placed in condition for allowance. Since claims 18 – 22 and 27 use claim 17 as a base claim, Applicants respectfully assert that these claims also are in condition for allowance.

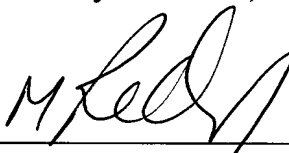
Prior Art Made of Record

The prior art made of record has been considered, but is not believed to affect the patentability of the presently pending claims.

CONCLUSION

In light of the foregoing amendments and for at least the reasons set forth above, Applicants respectfully submit that all objections and/or rejections have been traversed, rendered moot, and/or accommodated, and that the now pending claims 2 – 27 are in condition for allowance. Favorable reconsideration and allowance of the present application and all pending claims are hereby courteously requested. If, in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned attorney at (770) 933-9500.

Respectfully submitted,



M. Paul Qualey, Jr., Reg. No. 43, 024

**THOMAS, KAYDEN,
HORSTEMEYER & RISLEY, L.L.P.**
100 Galleria Parkway N.W., Suite 1750
Atlanta, Georgia 30339
(770) 933-9500

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Assistant Commissioner for Patents, Washington D.C. 20231, on 8/29/03.

Stephanie Riley
Signature